

## IN THE SUPREME COURT OF THE STATE OF MONTANA

No. DA 09-0522

STATE OF MONTANA,

Plaintiff and Appellee,

v.

ROLAND DEE TIREY,

Defendant and Appellant.

FILED  
MAY 11 2010  
Ed Smith  
CLERK OF THE SUPREME COURT  
STATE OF MONTANA**MOTION FOR EXTENSION OF TIME**

The Appellee, State of Montana, respectfully requests a 30-day extension of time until June 14, 2010, in which to prepare, serve, and file its response brief in the above-entitled matter. The brief is presently due on May 14, 2010, and this is the State's first extension request.

This motion is made due to the heavy workload under which the attorney assigned to this case is presently working, making it impossible to properly research, consider, and brief the issues raised by the Appellant within the time allotted.

Opposing counsel has been contacted concerning this motion, and does not object.

Respectfully submitted this 12th day of May, 2010.

STEVE BULLOCK  
Montana Attorney General  
Justice Building  
P.O. Box 201401  
Helena, MT 59620-1401

By: Sheri K. Sprigg  
SHERI K. SPRIGG  
Assistant Attorney General

**CERTIFICATE OF SERVICE**

I hereby certify that I caused a true and accurate copy of the foregoing

Motion for Extension of Time to be mailed to:

Mr. Ed Corrigan  
Flathead County Attorney  
Justice Center  
P.O. Box 1516  
Kalispell, MT 59903-1516

Ms. Eileen A. Larkin  
Assistant Appellate Defender  
(Hand-delivered into the wire basket located in  
the reception area in the Attorney General's  
Office, 215 North Sanders, Helena, MT 59620.)

DATED: 5/12/10 Shari K. Spragg